

**IN THE UNITED STATES RECEIVING OFFICE
FOR THE PATENT COOPERATION TREATY**

Applicants: Andreas Lendlein, Susi Steuer and Annika Tuleweit

U.S. Serial No.: 10/520,782 Filed: January 10, 2005

International

Application No.: PCT/EP03/07515 I.A. Filing Date: July 10, 2003

For: *SYSTEMS FOR RELEASING ACTIVE INGREDIENTS, BASED ON
BIODEGRADABLE OR BIOCOMPATIBLE POLYMERS WITH A
SHAPE MEMORY EFFECT*

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED
OFFICE (DO/EO/US)**

Sir:

On December 16, 2005, Applicants submitted an executed Declaration for Patent Application in the above-referenced application. Responsive to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), mailed February 6, 2006, Applicants are resubmitting the documents filed with the U.S. Patent and Trademark Office on December 16, 2005.

The following documents are enclosed:

1. Copy of Transmittal Form PTO/SB/21 filed on December 16, 2005;
2. Copy of Fee Transmittal Form PTO/SB/17 filed on December 16, 2005;
3. Copy of Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Submission Under 35 U.S.C. 371 filed on December 16, 2005;
4. Copy of Transmittal of Executed Declaration Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) filed on December 16, 2005;

U.S.S.N: 10/520,782

Filed: January 10, 2005

Response to Notification of Missing Requirements Under 35 U.S.C. 371 in the
United States Designated/Elected Office (DO/EO/US)

5. Copy of Certificate of Mailing Under 37 CFR § 1.10 for Transmittal of Executed Declaration filed on December 16, 2005;
6. Copy of the executed Declaration for Patent Application signed by Andreas Lendlein, Susi Steuer, and Annika Tuleweit, filed on December 16, 2005;
7. Copy of the Power of Attorney and Correspondence Address Indication Form executed by mnemoScience GmbH, filed on December 16, 2005; and
8. Copy of the Statement Under 37 C.F.R. § 3.73(b) executed by mnemoScience GmbH, with attached copy of the executed Assignment from Andreas Lendlein, Susi Steuer, and Annika Tuleweit to mnemoScience GmbH, filed on December 16, 2005.

On December 16, 2005, Applicants authorized the Commissioner to charge \$130.00, the fee for a large entity for late filing the Declaration for Patent Application, to Deposit Account No. 50-3129.

Enclosed is a copy of the date-stamped return postcard transmitting the above-listed items to the U.S. Patent and Trademark Office on December 16, 2005. As shown by the attached date-stamped return postcard, the U.S. Patent and Trademark Office received the above-listed documents on December 27, 2005.

It is believed that no fee is required with this submission. However, should a fee be required, the Commissioner is hereby authorized to charge the fee to Deposit Account No. 50-3129. The Commissioner is hereby authorized to charge any additional fees that may be due, or credit any overpayment in connection with this matter, to Deposit Account No. 50-3129.

This application is not entitled to claim small entity status pursuant to 37 C.F.R. § 1.27.

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Applicants also enclose a Transmittal Form PTO/SB/21, a Fee Transmittal Form PTO/SB/17, and a copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed February 6, 2006.

Respectfully submitted,

Rivka D. Monheit
Rivka D. Monheit,
Reg. No. 48,731

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/520,782	Andreas Lendlein	MNE 107

23579
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RECEIVED

FEB 9 2006

PATENT DEPT.

INTERNATIONAL APPLICATION NO.

PCT/EP03/07515

I.A. FILING DATE

07/10/2003

PRIORITY DATE

07/14/2000

CONFIRMATION NO. 2455
371 FORMALITIES LETTER



OC000000017754665

Date Mailed: 02/06/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/10/2005
- English Translation of the IA filed on 01/10/2005
- Copy of the International Search Report filed on 01/10/2005
- Preliminary Amendments filed on 01/10/2005
- Information Disclosure Statements filed on 04/14/2005
- Oath or Declaration filed on 01/10/2005
- U.S. Basic National Fees filed on 01/10/2005
- Priority Documents filed on 01/10/2005
- Specification filed on 01/10/2005
- Claims filed on 01/10/2005
- Abstracts filed on 01/10/2005
- Drawings filed on 01/10/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

Docketed for ① 3-6-06 Rndr

By: ② 4-6-06 Rsp w/o eot due

Date: 2-13-06 ③ 5-6-06 Rsp w/ 1 eot due

④ 6-6-06 Rsp w/2 eot due
⑤ 7-6-06 Rsp w/3 eot due
⑥ 8-6-06 Rsp w/4 eot due
DDD

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

A copy of this notice MUST be returned with the response.

KAREN R MCLEAN

Telephone: (703) 308-9140 EXT 214

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/520,782	PCT/EP03/07515	MNE 107

FORM PCT/DO/EO/905 (371 Formalities Notice)